

**FIRST AMENDMENT  
TO  
CITY OF TUMWATER/PORT OF OLYMPIA  
INTERLOCAL AGREEMENT  
FOR  
HABITAT CONSERVATION PLAN  
PREPARATION**

This First Amendment ("Amendment") is dated effective this 11<sup>th</sup> day of May, 2020, and is entered into by and between the CITY OF TUMWATER, a Washington municipal corporation ("CITY"), and the PORT OF OLYMPIA ("PORT"), a Washington public port district.

A. The CITY and the PORT entered into an Interlocal Agreement dated effective 1<sup>st</sup> day of November 2016, whereby the parties agreed to prepare a Habitat Conservation Plan jointly ("Agreement").

B. Section 8 of the Agreement provided that the Agreement may only be amended by written agreement signed by the parties.

C. The CITY and the PORT desire to amend the Agreement to continue the activities described in Section 1 of the Agreement by extending the duration of the Agreement found in Section 2.

NOW, THEREFORE, the parties agree to the following terms and conditions:

1. Duration.

Section 2 of the Agreement shall be amended to extend the term of the Agreement until December 31, 2021.

2. FULL FORCE AND EFFECT.

All other terms and conditions of the Agreement not modified by this Amendment shall remain in full force and effect.

DATED the effective date set forth above.

CITY:

CITY OF TUMWATER

555 Israel Road SW

Tumwater, WA 98501

Pete Kmet, Mayor

*Pete Kmet*

DocuSigned by:

Date: 5/11/2020

PORT:

PORT OF OLYMPIA

606 Columbia Street NW

Olympia, WA 98501

Sam Gibboney, Executive Director

*Sam Gibboney*

Date: 5/11/2020

APPROVED AS TO FORM:

*Karen Kirkpatrick*

DocuSigned by:

Karen Kirkpatrick

Tumwater City Attorney

*Heather Burgess*

Heather Burgess

Port Legal Counsel